

RULE 1
SCOPE OF RULES; PARTIES

(a) Supreme Court Consideration. A decision of the Judicial Qualifications Commission that recommends the discipline or retirement of a judge or justice (hereafter "judge") or that recommends that a judge should or should not be reinstated to eligibility to hold judicial office will be considered by the Supreme Court in the manner provided by these rules.

(b) Judicial Qualifications Commission. The proceedings of the Judicial Qualifications Commission (hereafter "commission") are governed by rules adopted by the commission.

(c) Parties. The only parties to a proceeding under these rules are the commission and the judge who is the subject of the commission recommendation of discipline or retirement.

(d) Discipline. As used in these rules, "discipline" includes admonishment, reprimand, censure, suspension, and removal from office, but does not include admonishment or reprimand agreed to by the judge as provided in rule 12.

Comment

Section (a). The Supreme Court may only consider a Judicial Qualifications Commission recommendation of discipline or retirement. Const. art. 4, subsection 31 (amend. 71). The word "judge" will be used throughout the rules rather than the terms "judge or justice" found in the constitution.

Section (b). The commission determines its own rules for proceedings before it. Const. art. 4, subsection 31 (amend. 71).

Section (c). Only the commission and the judge will be parties to Supreme Court proceedings.

Section (d). Rule 12 authorizes the commission to informally admonish or reprimand a judge without referring the matter to the Supreme Court. The word "discipline" used throughout these rules does not include this informal admonishment or reprimand.

[Effective May 14, 1982]
